

AUG 25 1988

Honorable Bill Archer
Member, United States
House of Representatives
515 Rusk
Houston, Texas 77002

Dear Mr. Archer:

Thank you for your August 12, 1988, letter regarding International Distribution Corporation (IDC) and its involvement in an Environmental Protection Agency (EPA) administrative proceeding. I have reviewed the matter, and I am glad to provide the following information.

IDC is the recipient of an EPA Administrative Order under Section 106 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (CERCLA) as amended, 42 U.S.C. §9606(a), because of their operation of a facility that was identified as having an actual or threatened release of a hazardous substance to the environment which EPA determined may present an imminent and substantial endangerment to the public health or welfare or the environment. Under Section 106 such a person may be required to take action to mitigate this threat. EPA has met with representatives of IDC and allowed 90 days for IDC to remove the drums from their warehouse and properly dispose of them.

A mixed funding request was filed by IDC for EPA to share 50 percent of the cleanup costs. The request was fully evaluated, but it was rejected based on EPA settlement policies. Mixed funding is not appropriate when the actions to be performed must be completed within short timeframes and involve small expenditures of funds.

I hope this information addresses your concerns. If you have any questions, or if I may be of further assistance, please contact me.

Sincerely yours,

Robert E. Layton Jr., P. E.
Regional Administrator

9008611



6H-EC:MEYER:sct:John's Control Disk #1 Doc. #2:8-18-88

6H-EC
FREY

6H-E
WRIGHT

6C-H
PARKER

6H
DUCK

6H
DAVIS

6X
GOETZ

6A
POOLE

6C
NEET
JAN
8/19